

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:

Chapter 11

ZOHAR III, CORP., *et al.*<sup>1</sup>

Case No. 18-10512 (KBO)

Debtors.

Jointly Administered

ZOHAR CDO 2003-1, LIMITED; ZOHAR II 2005-1, LIMITED; and ZOHAR III, LIMITED,

Plaintiffs,

V.

Adv. Proc. No. 20-50534

PATRIARCH PARTNERS, LLC;  
PATRIARCH PARTNERS VIII, LLC;  
PATRIARCH PARTNERS XIV, LLC;  
PATRIARCH PARTNERS XV, LLC;  
PHOENIX VIII, LLC; OCTALUNA LLC;  
OCTALUNA II LLC; OCTALUNA III  
LLC; ARK II CLO 2001-1, LLC; ARK  
INVESTMENT PARTNERS II, LP; ARK  
ANGELS VII, LLC; PATRIARCH  
PARTNERS MANAGEMENT GROUP,  
LLC; PATRIARCH PARTNERS  
AGENCY SERVICES, LLC;  
and LYNN TILTON,

**Related to D.I. 53 (Sealed), 55 (Redacted)**

Defendants.

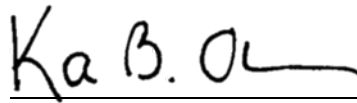
**ORDER DENYING ZOHAR FUNDS' MOTION TO BIFURCATE PROCEEDINGS  
IN CONNECTION WITH COUNT XXV OF COMPLAINT AND SETTING STATUS  
CONFERENCE ON CERTAIN MONETIZATION PROCESSES**

<sup>1</sup> The Debtors, and, where applicable, the last four digits of their taxpayer identification number are as follows: Zohar III, Corp. (9612), Zohar II 2005-1, Corp. (4059), Zohar CDO 2003-1, Corp. (3724), Zohar III, Limited (9261), Zohar II 2005-1, Limited (8297), and Zohar CDO 2003-1, Limited (5119). The Debtors' address is 3 Times Square, c/o FTI Consulting, Inc., New York, NY 10036.

Upon consideration of the motion (the “Motion”) of the Zohar Funds to bifurcate proceedings in connection with Count XXV of the Complaint and all other related submissions, including the objection and sur-reply filed by the Patriarch Defendants, and after determining that oral argument is unnecessary as the Court’s decision-making process would not be aided thereby, it is hereby **ORDERED** that:

1. The relief requested by the Motion is **DENIED** without prejudice.
2. A status conference on the monetization processes for Portfolio Companies C and K is hereby set for **December 16, 2020 at 10:00 a.m. (prevailing Eastern time)**.

Dated: December 8, 2020

A handwritten signature in black ink, appearing to read "Ka B. Owens", written over a horizontal line.

Karen B. Owens  
United States Bankruptcy Judge